Application/Control Number: 10/754,174

Art Unit: 3700

CLPTO/BW

CANCEL 1-37

ADD CLAIMS 38-64

09/08/04

Claim 38. (New) A cardiac harness configured to fit about a patient's heart, comprising:

a plurality of individual modules assembled together to form the harness including a zip coupling having a first member for selectively engaging a second member.

- Claim 39. (New) The cardiac harness of claim 38, wherein one of the modules is more compliant than another of the modules.
- Claim 40. (New) The cardiac harness of claim 38, wherein at least two adjacent modules are selectively releaseable from one another.
- Claim 41. (New) The cardiac harness of claim 40, wherein at least two adjacent modules are connected to each other.
- Claim 42. (New) The cardiac harness of claim 38, wherein the first member is configured to engage the second member in vivo.
- Claim 43. (New) The cardiac harness of claim 38, wherein at least one pair of adjacent modules are permanently affixed to one another.
- Claim 44. (New) The cardiac harness of claim 38, wherein at least one of the modules comprises a spring hinge.
- Claim 45. (New) The cardiac harness of claim 38, wherein the modules are configured for minimally invasive delivery.
- Claim 46. (New) The cardiac harness of claim 38, wherein the modules are configured for in vivo assembly.

Application/Control Number: 10/754,174 Page 3

Art Unit: 3700

Claim 47. (New) A cardiac harness configured to fit about a patient's heart, comprising:

a first module which extends along a first portion of a circumference of the harness; and

a second module which extends along a second portion of the circumference of the harness;

wherein the first and second modules are connected to one another by a zip coupling having a first member for selectively engaging a second member.

- Claim 48. (New) The cardiac harness of claim 47, wherein the first and second modules are connected to one another by the zip coupling being interposed between the modules.
- Claim 49. (New) The cardiac harness of claim 47, wherein the first module is more compliant than the second module.
- Claim 50. (New) The cardiac harness of claim 47, wherein the first module and the second module are configured for minimally invasive delivery.
- Claim 51. (New) The cardiac harness of claim 47, wherein the first module and the second module are configured for in vivo assembly
- Claim 52. (New) A method of making a cardiac harness, comprising:

 providing a plurality of modules; and

 connecting the modules to one another to form the harness by use of a zip

 coupling having a first member engage a second member.
- Claim 53. (New) The method of claim 52, wherein the zip coupling is disposed between each module.
- Claim 54. (New) The method of claim 52, wherein the modules are assembled in vivo.
- Claim 55. (New) The method of claim 54, wherein the modules are delivered to the heart by minimally invasive access prior to assembly in vivo.

Application/Control Number: 10/754,174

Art Unit: 3700

Claim 56. (New) A method of treating a diseased heart, comprising:

providing a cardiac harness configured to fit about a patient's heart and
comprising a first end and a second end, the first end and the second end being adapted to be
coupled to one another;

rolling at least a portion of the cardiac harness about an axis; placing the rolled cardiac harness adjacent a portion of the patient's heart; unrolling the harness so that the unrolled harness fits about the heart; and coupling the first end and the second end using a zip coupling.

- Claim 57. (New) The method of claim 56, wherein the zip coupling includes a first member for selectively engaging with a second member.
- Claim 58. (New) The method of claim 57, wherein the cardiac harness is configured for minimally invasive delivery.
- Claim 59. (New) The method of claim 57, wherein the first member slides relative to the second member in locking engagement.
- Claim 60. (New) The method of claim 57, wherein the first member snaps into locking engagement with the second member.
- Claim 61. (New) The cardiac harness of claim 38, wherein the modules are configured for ex vivo assembly.
- Claim 62. (New) The cardiac harness of claim 47, wherein the modules are configured for ex vivo assembly.
- Claim 63. (New) The method of claim 52, wherein the modules are configured for ex vivo assembly.
- Claim 64. (New) The method of claim 56, wherein the modules are configured for ex vivo assembly.

Application/Control Number: 10/754,174

Art Unit: 3700

Page 5